

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, C.G.

WRIT PETITION NO. 4606 /2005

(Petition under Article 226/227 of the Constitution of India)

PETITIONER :

✓ Brahma N and Deshlahar, aged about 42 years, S/o Shri Girdharilal Deshlahara, at present working as a Asstt. Teacher, Primary School Otebandh, Tahsil Gunderdehi, Distt. Durg, C.G.

P.R. No. 4737/05
Presented by Sri. Vishnu Kumar
dated 13.9.05

VERSUS

RESPONDENTS :

- ✓ 1) State of Chhattisgarh, through the Secretary, School Education Department, D.K.S. Bhawan, Raipur (C.G.)
- ✓ 2) Collector Durg, Distt. Durg, C.G.
- ✓ 3) District Education Officer, Durg, C.G.
- ✓ 4) Block Education Officer, Gunderdehi, Distt. Durg, C.G.
- ✓ 5) Head Master Primary School Otebandh, Gunderdehi, Distt. Durg, C.G.

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**WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE
WRIT OF MANDAMUS/ CERTIORARI, ORDER/ORDERS,
DIRECTION/DIRECTIONS ETC.**

1. Particulars of the petitioners :

As stated in the cause title above.

2. Particulars of the respondents :

As stated in the cause title above

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 4606 सन् 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	26/09/2005 Shri Vishnu Koshta, learned counsel for the petitioner. Shri Bhaskar Pyasi, Panel Lawyer for the State. Heard. The petitioner, who is presently working as Assistant Teacher has challenged his transfer order dated 31/8/2005. The grounds of challenge are that the transfer has been effected in the ban period and same is against the policy framed by the State Government. The children of the petitioner are school going children and the order of transfer in mid-session would effect their studies. Learned counsel for the petitioner submits that at the ~~transferred~~ place of the petitioner, there is no High School. Therefore, on these grounds, the order of transfer be quashed. On the very outset, learned counsel for the petitioner makes a limited prayer that for the present, this petition may be disposed of with a liberty to the petitioner to file a detailed representation to the concerned authority and the concerned authority may also be directed to dispose of his representation within the stipulated period granted by this Court. This limited prayer made by learned counsel for the petitioner is not opposed by learned counsel for the State. The prayer is allowed. It is hereby directed that If so advised, the petitioner may file a detailed representation raising all his grievances before the competent authority alongwith certified copy of this order within a	

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	period of 1 month from today and if such a representation is filed, the competent authority shall dispose of the same as early as possible preferably within a period of one month from date of filing/receipt of the aforesaid representation.. With the above observations, this petition stands finally disposed of at this stage. C.C. as per rules.	Sd/- Sunil Kumar Sinha Judge

shyua

28.9.05